IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

MACON COUNTY INVESTMENTS, INC.; REACH ONE, TEACH ONE OF AMERICA, INC.,	)
PLAINTIFFS,	)
v.	) CIVIL ACTION NO.: 3:06-cv-224-WKW
SHERIFF DAVID WARREN, in his official capacity as the SHERIFF OF MACON COUNTY, ALABAMA,	)
DEFENDANT.	)

AFFIDAVIT OF LEWIS BENEFIELD

STATE OF ALABAMA)
)
COUNTY OF MONTGOMERY)

BEFORE ME, the undersigned authority, a notary public in and for said county and state, personally appeared Lewis Benefield, who is known to me and by me first duly sworn, on oath, deposes and says as follows:

1. My name is Lewis Benefield and I reside in Montgomery, Alabama. I am over the age of nineteen (19) years and competent to give testimony regarding the matters stated herein.

2. I am employed at Macon County Greyhound Park, Inc. as Chief Operating Officer. I have personal knowledge of the facts and matters set forth hereinbelow.

3. On March 20, 2007, a certified mail package addressed to Mr. Milton McGregor, the registered agent for service of process for the corporation, was handed to and signed for by Mr. Clarence Stephens, an employee at Victoryland.

EXHIBIT "D"

4. Mr. Stephens is employed as a security guard at Macon County Greyhound Park. Mr. Stephens is not the agent for service of process for the corporation. Further, Mr. Stephens is not a designated agent to accept service of complaints, subpoenas or other process nor is he authorized to accept service of process on behalf of the corporation.

5. In addition, no witness fee or mileage was tendered with the delivery of the subpoena.

Further the Affiant saith not.

Lewis Benefield

LEWIS BENEFIELD

Sworn to and subscribed before me on this the 12th day of April, 2007.

[SEAL]

Wanda Miller

NOTARY PUBLIC
My Commission Expires: 8/19/07